IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1644 OF 2003

The Kohinoor Mills
National Textile Corporation
(NM) Ltd., .. Petitioners.

vs.

Mr. Sudam Janardhan Zagade .. Respondent.

Mr. Manoj Dalvi i/by Banatwala & Co.
for petitioners.
Mr. J.M. Chodankar for respondent no.1.

CORAM : S.U. KAMDAR, J.
DATE : 20th April, 2006.

P.C.:

. By consent of the parties,the following order is passed :-

2. The respondent is present in Court and the order is passed after taking instructions from him for which the matter was kept back in the morning session for the purpose of explaining him. The learned counsel appearing for the petitioner Corporation states that they will pay to the

respondent the salary and wages to the extent of 40% from the approach notice till the date of his retirement i.e. 31.4.2004. The aforesaid payment will be made within the period of four weeks from today. The Petitioner has already deposited the sum of Rs. 1,38,158/- on 21.1.2004. The respondent will be paid the said amount with accrued interest thereon. The petitioner will thereafter pay the balance amount due and payable after adjustment of the aforesaid amount in accordance with the statement recorded hereinabove of 40% of the wages upto the date of retirement. The learned counsel for the petitioner also states that he will make payment to the respondent of all his retiral dues and benefits as available to him as if he was in service upto date of 31.4.2004 in accordance with law. That amount also be paid within the period of four weeks from today.

3. Petition disposed of accordingly. No order as to costs.